# LIQUOR COMMISSION CITY AND COUNTY OF HONOLULU PACIFIC PARK PLAZA 711 KAPIOLANI BOULEVARD, SUITE 600 HONOLULU, HAWAII 96813

## <u>AGENDA – THIRTY-FOURTH MEETING</u>

THURSDAY, MARCH 23, 2023 4:00 P.M.

## PUBLIC PARTICIPATION AND TESTIMONY

Public testimony may be accepted in writing or in person at the Honolulu Liquor Commission (Pacific Park Plaza, 711 Kapiolani Boulevard, Suite 600, Honolulu, Hawaii 96813).

#### ORAL TESTIMONY

You do not need to submit written testimony in advance to testify in person at the meeting. The Honolulu Liquor Commission will accept oral testimony on each public hearing agenda item as that item is discussed. Register with the staff at the Honolulu Liquor Commission (Pacific Park Plaza, 711 Kapiolani Boulevard, Suite 600, Honolulu, Hawaii 96813) by 4:00 p.m. on the day of the meeting.

#### WRITTEN TESTIMONY

Written testimony may be submitted to the Administrator of the Commission at least three (3) working days prior to the date of the meeting via in person, U.S. mail to **Honolulu Liquor Commission, 711 Kapiolani Boulevard, Suite 600, Honolulu, Hawaii 96813**, or e-mail to <u>liquor@honolulu.gov</u>.

#### VIEWING THE MEETING

Members of the public may view the meeting in person at the Liquor Commission office (Pacific Park Plaza, 711 Kapiolani Boulevard, Suite 600, Honolulu, Hawaii 96813) or by internet live streaming on the Liquor Commission YouTube Channel: (<a href="https://youtube.com/@honolululiquorcommission">https://youtube.com/@honolululiquorcommission</a>)

After the meeting, a video recording and summary of the meeting may be accessed on the Liquor Commission YouTube Channel (https://youtube.com/@honolululiquorcommission) and Event Calendar (https://www.honolulu.gov/lig/event-calendar/month.calendar/) by selecting the appropriate meeting date.

Within (forty) 40 days after the meeting, the minutes of the meeting will be posted to the Liquor Commission website on our Event Calendar (<a href="https://www.honolulu.gov/liq/event-calendar/month.calendar/">https://www.honolulu.gov/liq/event-calendar/month.calendar/</a>) and may be accessed by selecting the appropriate meeting date. Prior meeting minutes may also be viewed at said website.

#### MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet" HRS Section 92-7.5) are available for public inspection. Go to the Liquor Commission Event Calendar and select the meeting date for copies of the agenda and board packet. <a href="https://www.honolulu.gov/liq/event-calendar/month.calendar/">https://www.honolulu.gov/liq/event-calendar/</a>

#### **PUBLIC HEARING:**

 Trans Appl. No. 22-24474 from Kelley Oneils LLC, dba Kelley Oneils LLC For the transfer of business and Cabaret General license (Category No. 1 – Standard Bar) of E & J Lounge Operating Co., Inc., dba Kelley O'Neil's, 311 Lewers Street, and for a change of trade name to Kelley Oneils LLC (I0074) (Prelim. Hrg. 2/2/23)

#### **LICENSE APPLICATIONS:**

## **Special License Applications:**

2. Appls. No. 23-01584-1, 23-01584-2, 23-01584-3, 23-01584-4, 23-01584-5, 23-01584-6, 23-01584-7, 23-01584-8, 23-01584-9, 23-01584-10, 23-01584-11, 23-01584-12, 23-01584-13, 23-01584-14, 23-01584-15, 23-01584-16, 23-01584-17, 23-01584-18, 23-01584-19, 23-01584-20, 23-01584-21, 23-01584-22, 23-01584-23, 23-01584-24, 23-01584-25, and 23-01584-26 from Park Event Services LLC, dba Park Event Services LLC. 1 Aloha Tower Drive (Aloha Tower Marketplace)

For a Special General license from 3:00 p.m. to 11:59 p.m. on the following dates: (total of 78 days)

- 1) April 2, 3, and 4, 2023;
- 2) April 5, 6, and 7, 2023;
- 3) April 9, 10, and 11, 2023;
- 4) April 12, 13, and 14, 2023;
- 5) April 16, 17, and 18, 2023;
- 6) April 19, 20, and 21, 2023;
- 7) April 23, 24, and 25, 2023;
- 8) April 26, 27, and 28, 2023;
- 9) April 30, 2023; and May 1 and 2, 2023;
- 10) May 3, 4, and 5, 2023;
- 11) May 7, 8, and 9, 2023;
- 12) May 10, 11, and 12, 2023;
- 13) May 14, 15, and 16, 2023;
- 14) May 17, 18, and 19, 2023;
- 15) May 21, 22, and 23, 2023;
- 16) May 24, 25, and 26, 2023;
- 17) May 28, 29, and 30, 2023;
- 18) May 31, 2023; and June 1 and 2, 2023
- 19) June 4, 5, and 6, 2023;
- 20) June 7, 8, and 9, 2023;
- 21) June 11, 12, and 13, 2023;
- 22) June 14, 15, and 16, 2023;
- 23) June 18, 19, and 20, 2023;
- 24) June 21, 22, and 23, 2023;
- 25) June 25, 26, and 27, 2023;

# **LICENSE APPLICATIONS: (CONT.)**

Special License Applications: (Cont.)

Appls. No. 23-01584-1, 23-01584-2, 23-01584-3, 23-01584-4, 23-01584-5, 23-01584-6, 23-01584-7, 23-01584-8, 23-01584-9, 23-01584-10, 23-01584-11, 23-01584-12, 23-01584-13, 23-01584-14, 23-01584-15, 23-01584-16, 23-01584-17, 23-01584-18, 23-01584-19, 23-01584-20, 23-01584-21, 23-01584-22, 23-01584-23, 23-01584-24, 23-01584-25, and 23-01584-26 from Park Event Services LLC, dba Park Event Services LLC. 1 Aloha Tower Drive (Aloha Tower Marketplace) (Cont.)

- 26) June 28, 29, and 30, 2023
- (Ka Moana Luau events)

- 3. Appl. No. 23-01585 from Park Event Services LLC, dba Park Event Services LLC, 1 Aloha Tower Drive (Aloha Tower Marketplace)
- 4. Appl. No. 23-01613 from The Joy of Sake Ohana, dba Joy of Sake, 1801 Kalakaua Avenue (Hawaii Convention Center)
- 5. Appl. No. 23-01670 from Hawaii United Okinawa Association, dba Hawaii United Okinawa Association, 94-587 Ukee Street, Waipahu (Hawaii Okinawa Center)

For a Special General license from 4:00 p.m. to 11:59 p.m. on Saturday, April 8, 2023

(Mike Love concert)

For a Special [Non-Profit] General license from 6:30 p.m. to 9:00 p.m. on Saturday, April 22, 2023

(Sake Education and Honoring Hawaii's Sake Heritage)

(Rescheduled from March 16, 2023)

For a Special [Non-Profit] General license from 5:00 p.m. to 8:00 p.m. on Sunday, April 2, 2023

(Fundraising Event)

## PRELIMINARY HEARINGS:

6. Trans Appl. No. 22-24904 from Royal Marina Investment, Inc., dba Harbor Village Cuisine

For the transfer of the business and Restaurant General license (Category No. 1 – Standard Bar) of Time Fortune Limited, dba Harbor Village Cuisine, 7192 Kalanianaole Highway (R0514)

7. Trans Appl. No. 22-25069 from Kyung A Han, dba Gulick SJD Liquor and Grocery Store

For the transfer of the business and Retail General license of Ok Cha Kim, dba Y-7 Grocery and Liquor, 1323 Gulick Avenue, and for a change of trade name to Gulick SJD Liquor and Grocery Store (D0492)

## LICENSE APPLICATIONS: (CONT.)

#### Temporary License Application:

8. Appl. No. 23-01171 from S&K 2023 LLC, dba S&K 2023 LLC For a Temporary Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) at 95-1249 Meheula Parkway, #142, Mililani, the current site of Assaggio Mililani (R0254)

## **REQUESTS**:

9. Request No. 23-00559 from W Steak Waikiki, LLC, dba Wolfgang's Steakhouse by Wolfgang Zwiener, Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 2301 Kalakaua Avenue, Building C, Space C301 (R0885)

Requesting approval to permanently increase its licensed premises by approximately 3,057 square feet

# **REQUESTS**: (CONT.)

 Request No. 23-01464 from 17A Productions LLC, dba Skull & Crown Trading Company/Obake, Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 62 North Hotel Street (R1391) Requesting approval to permanently increase its licensed premises.

11. Request No. 23-01524 from A to Joy Inc., dba Japanese Restaurant Aki, Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 1137 11<sup>th</sup> Avenue (R1274)

Requesting approval to permanently increase its licensed premises

12. Request No. 23-01629 from Taste of Thai Cuisine LLC, dba AV Restaurant, Restaurant General license (Category No. 1 – Standard Bar), 1135 11<sup>th</sup> Avenue (R1463)

Requesting approval to temporarily increase its licensed premises from 6:00 a.m. on March 29, 2023, to 11:59 p.m. on December 31, 2023

#### **ADJUDICATION HEARINGS:**

13. Bliss Lounge (LCV 23-0014) (E1246) Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within the licensed premises before or after the hours established by the Commission (Violation of Rule 3-82-38.20(b)) (Date of violation: On or about February 11, 2023)

14. Club 550 (LCV 20-0044) (E1550)

- (1) Licensee permitted a person on the licensed premises, other than registered dancers during their performances, to be unclothed or in such attire, costume or clothing as to expose to view any portion of the pubic hair, anus, cleft of the buttocks, genitalia, or any portion of the breast below the top of the areola (Violation of Rule 3-84-78.02(a)) (Date of violation: On or about January 24, 2020)
- (2) Licensee employed a person as a dancer in that section of the licensed premises where liquor is sold, served or consumed without said dancer being properly registered with the Commission (Violation of Rule 3-82-38.6(a)) (Date of violation: On or about January 24, 2020)
- (3) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employee, when that employee was on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about January 24, 2020)

15. Club Rock-Za (LCV 23-0009) (E0409) Licensee allowed the obstruction, hampering, or interfering with investigations or Commission operations in any way, including but not limited to, the sounding of alarms, flashing of lights or use of a public address system or other advance warning announcing the arrival of Commission investigators (Violation of Rule 3-84-79.1) (Date of violation: On or about January 28, 2023)

16. Encore Saloon/The Daley Burger (LCV 23-0008) (R1191) Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within the licensed premises before or after the hours established by the Commission (Violation of Rule 3-82-38.20(b)) (Date of violation: On or about January 28, 2023)

- 17. Pesca Waikiki Beach (LCV 23-0012) (R1455)
- (1) Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about February 9, 2023)
- (2) Licensee employed a person as a bartender without said employee having properly completed a server-training program administered by the Commission (Violation of Rule 3-82-38.5(f)) (Date of violation: On or about February 9, 2023)
- 18. Pure Hawaii Gentlemen's Club/Coyote Nigh (LCV 20-0099) (10062)

Licensee, a holder of a dispenser general category 2 (nudity) license, permitted persons under twenty-one years of age, to enter or remain within the licensed premises (Violation of Rule 3-86-101.54) (Date of violation: On or about March 8, 2020)

- 19. Study Hall Sports Bar & Grill Smokehouse University (LCV 23-0013) (E1596)
- (1) Licensee failed to have an employee, duly registered with the Liquor Commission as a manager or assistant manager of the premises on which he/she is employed, in active charge of the licensed premises (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about February 2, 2023)
- (2) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employee, when that employee was on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about February 2, 2023)
- (3) Licensee failed to make time record entries at the time its employee(s) reported on duty and again when the employee(s) went off duty (Violation of Rule 3-82-38.4(b)) (Date of violation: On or about February 2, 2023)
- 20. Teddy's Bigger Burger (LCV 21-0197) (T0257)

Licensee sold liquor on the premises, which is prohibited upon the expiration of the license and until that license is renewed and issued by the Commission (Violation of Rule 3-82-31.4(c)) (Date of violation: On or about April 14, 2021)

21. Kailua Tavern (LCV 22-0105) (E0033) Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within the licensed premises before or after the hours established by the Commission (Violation of Rule 3-82-38.20(b)) (Date of violation: On or about August 5, 2022)

(Continued from February 2, 2023, for a contested case hearing)

22. Smith's Union Bar (LCV 22-0149) (E0586) Licensee permitted liquor to be consumed on the premises of the licensee or on any premises connected therewith, whether there purchased or not, and consumption in such area is not permitted by the terms of the license (Violation of Section 281-78(b)(2), HRS) (Date of violation: On or about October 29, 2022)

(Continued from March 2, 2023, for a contested case hearing)

## **OTHER BUSINESS**:

23. Liquor Administrator

Legislative Update

24. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you need an auxiliary aid and/or service or other accommodation due to a disability to participate in this event (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to <a href="mailto:liquor@honolulu.gov">liquor@honolulu.gov</a>, at least five (5) business days prior to the meeting. Requests made as early as possible will allow adequate time to fulfill your request.